

UNITED STATES DISTRICT COURT

for the

Western District of New York

John Harrington,

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Plaintiff(s)

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v.

Civil Action No. 23-cv-401

Athenex, Inc.

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Defendant(s)

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SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Athenex, Inc.
1001 Main Street, Suite 600, Buffalo, New York 14203

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Colligan Law LLP
12 Fountain Plaza, Suite 600
Buffalo, New York 14202
c/o Erick D. Kraemer, Esq.

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk